

DT20 Rec'd PCT/PTO 23 JUN 2003

PAT

**TRANSMITTAL LETTER**  
(General - Patent Pending)Docket No.  
088/01925

In Re Application Of: Ari DEROWE et al.

Serial No.  
09/701,531Filing Date  
November 28, 2000Examiner  
UnknownGroup Art Unit  
3736

Title: METHODS AND DEVICES FOR VASCULAR SURGERY

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Transmitted herewith is:

1. Change of Status from Small to Large Entity (including annotated copy of page 2 of Transmittal Letter showing deficiency fees)
2. Payment correcting deficiency fee due to change in entity status

in the above identified application.

- ☐ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 03-3419 as described below. A duplicate copy of this sheet is enclosed.
- ☒ Charge the amount of \$2,276.00
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

Signature

Dated: June 18, 2003

Maier FENSTER, Reg. #41,016

William H. Dippert, Esq.  
Reed Smith LLP  
599 Lexington Avenue, 29th Floor  
New York, NY 10022-7650

Tel: (212) 521-5400

CC:

I certify that this document and fee is being deposited on 6-20-03 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231. PO Box 1450, Alexandria, VA

Signature of Person Mailing Correspondence

WILLIAM H. DIPPERT

Typed or Printed Name of Person Mailing Correspondence

088/01925 A02



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Ari DEROWE, et al.  
Serial Number: 09/701,531  
Filed: November 28, 2000  
For: METHODS AND DEVICES FOR VASCULAR SURGERY  
Art Unit: 3736  
Examiner: Unknown

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CHANGE OF STATUS FROM SMALL TO LARGE ENTITY (37 C.F.R. §1.28 (c))**

Sir:

It has recently come to our attention that the small entity status in this case might have been claimed in error. The claim to small entity status was made in good faith, due to a possible misunderstanding, by the patent assignee.

The assignee of the application is a start-up, which on its face, meets the criteria for small entity status. However, the assignee of the present invention has now realized that business agreements that he has signed might affect his small entity status. The assignee therefore decided to err on the side of caution and give up small entity status and is paying the deficiency fees associated with the change in the entity status.

Enclosed herewith are transmittal sheets previously filed in this application. Red markings on the sheets indicate the present fees. The deficiency is also indicated.

The total deficiency is \$754.00.

Respectfully submitted,  
Ari DEROWE, et al.

June 18, 2003  
William H. Dippert, Esq.  
Reed Smith LLP  
599 Lexington Avenue, 29<sup>th</sup> Floor  
New York, NY 10022-7650

  
Maier FENSTER  
Reg. No. 41,016

Tel: (212) 521-5400

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR		INTERNATIONAL APPLICATION NO. <b>PCT/IL99/00284</b>		ATTORNEY'S DOCKET NUMBER <b>088/01925</b>	
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20. The following fees are submitted:

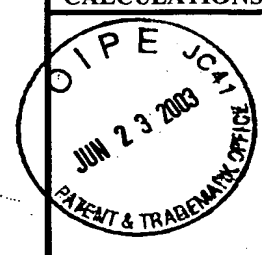
**BASIC NATIONAL FEE ( 37 CFR 1.492 (a) (1) - (5) ) :**

<input type="checkbox"/> Search Report has been prepared by the EPO or JPO .....	\$930.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) .....	\$720.00
<input type="checkbox"/> No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) .....	\$790.00
<input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO .....	\$1,070.00
<input checked="" type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) .....	\$1,000.00 <del>\$980.00</del>

**ENTER APPROPRIATE BASIC FEE AMOUNT =**

Surcharge of **\$130.00** for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	TOTAL	
Total claims	194 - 20 =	174	x \$18.00	\$3,132.00	
Independent claims	18 - 3 =	15	x <del>\$80.00</del> \$84.00	<del>\$1,200.00</del> \$1,260.00	\$1,260.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>				\$0.00	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<del>\$4,432.00</del>	\$4,492.00
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable) <input checked="" type="checkbox"/>				\$2,216.00	\$4,492.00
<b>SUBTOTAL =</b>				\$2,216.00	\$4,492.00
Processing fee of <b>\$130.00</b> for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).				\$0.00	
<b>TOTAL NATIONAL FEE =</b>				\$2,216.00	\$4,492.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable) <input type="checkbox"/>				\$0.00	
<b>TOTAL FEES ENCLOSED =</b>				\$2,216.00	\$4,492.00
				Amount to be refunded	\$
				charged	\$



☐ A check in the amount of \_\_\_\_\_ to cover the above fees is enclosed.

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A duplicate copy of this sheet is enclosed.

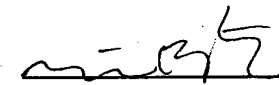
☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **03-3419** A duplicate copy of this sheet is enclosed.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

**William H. Dippert, Esq.**  
**Cowan, Liebowitz and Latman, P.C.**  
**1133 Avenue of the Americas**  
**New York, NY 10036-6799**

**Tel: (212) 790-9200**



SIGNATURE

**Maier FENSTER**

NAME

**41,016**

REGISTRATION NUMBER

**November 28, 2000**

DATE

Page 2 of 2



PTO/SB92 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031  
U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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on June 20, 2003  
Date

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Applicant: Ari Derowe, et al.  
Serial No: 09/701,531  
Filing Date: November 28, 2000  
For: METHODS AND DEVICES FOR VASCULAR SURGERY  
Enclosures: (1) Transmittal Letter (in duplicate); (2) Change of Status Letter (1 page) w/annotated copy of page 2 of Transmittal Letter showing deficiency fees (1 page); (3) Acknowledgement Postcard.

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.